

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My resident, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled ISOLATED AND PURIFIED DNA SEQUENCE CODING ANTIGEN EXPRESSED BY TUMOR CELLS AND RECOGNIZED BY CYTOTOXIC T CELLS, AND USES THEREOF, the specification of which

(X) is attached hereto.

() was filed on _____ as Application Serial No. _____ and was amended on (1) _____, (2) _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56(a).

Foreign Priority Applications

I hereby claim foreign priority benefits under Title 35, United States Code 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Priority Claimed

| | | | |
|-------------------|--------------------|---------------------------------|----------------|
| _____ (Number) | _____ (Country) | _____ (Day/Month/Year Filed) | Yes () No () |
| _____ (Number) | _____ (Country) | _____ (Day/Month/Year Filed) | Yes () No () |

U.S. Priority Applications

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| | | |
|---|--------------------------------------|---|
| <u>07/705,702</u> (Applic. Serial No.) | <u>May 23, 1991</u> (Filing Date) | <u>Pending</u> (Status-patented/pending/abandoned) |
|---|--------------------------------------|---|

Power of Attorney

I hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: John E. Lynch, Reg. No. 20,940; Peter F. Felfe, Reg. No. 20,297; Alfred H. Hemingway, Jr., Reg. No. 26,736; Vincent M. Fazzari, Reg. No. 26,879; Frederick H. Rabin, Reg. No. 24,488; Marius J. Jason, Reg. No. 27,805; Hallie R. Levie, Reg. No. 31,116; Charles A. Blank, Reg. No. 17,419; Norman D. Hanson, Reg. No. 30,946; Walter G. Weissenberger, Reg. No. 17,344; F. Brice Faller, Reg. No. 29,532; Andrew L. Tiajoloff, Reg. No. 31,575 and John P. Luther, Reg. No. 32,261 my attorneys with full power of substitution and revocation. Address all telephone calls to Norman D. Hanson, Esq., at (212) 688-9200. Address all correspondence to:

FELFE & LYNCH
805 Third Avenue
New York, New York 10022

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

40167

(1) Thierry Boon

| Full Name/Sole or First Inventor | Signature | Date |
|---|-----------|-------------------------------|
| Residence: <u>Avenue Hippocrate 74, UCL 7459</u> <u>1200 Brussels, Belgium</u> | | <u>Belgian</u> Citizenship |

Post Office Address: Avenue Hippocrate 74, UCL 7459
1200 Brussels, Belgium

40267

(2) Benoit Van den Eynde

| Full Name/Sole or First Inventor | Signature | Date |
|---|-----------|-------------------------------|
| Residence: <u>Avenue Hippocrate 74, UCL 7459</u> <u>1200 Brussels, Belgium</u> | | <u>Belgian</u> Citizenship |

Post Office Address: Avenue Hippocrate 74, UCL 7459
1200 Brussels, Belgium

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() is attached hereto.

(X) was filed on July 9, 1991 as Application Serial No. 07/728,838 and was amended on (1) _____, (2) _____ (if applicable).

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KBF
FELFE & LYNCH
GP 805 Third Avenue
73 New York, New York, 10022

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

48160
(1) Thierry Boon *Thierry Boon-Feller* 20 august 1991
Full Name/Sole or First Inventor Signature Date

Residence: Avenue Hippocrate 74, UCL 7459
1200 Brussels, Belgium *Belgium*
Citizenship

Post Office Address: Avenue Hippocrate 74, UCL 7459
1200 Brussels, Belgium

44200
(2) Benoit Van den Eynde *Benoit Van den Eynde* 23 august 1991
Full Name/Sole or First Inventor Signature Date

Residence: Avenue Hippocrate 74, UCL 7459
1200 Brussels, Belgium *Belgium*
Citizenship

Post Office Address: Avenue Hippocrate 74, UCL 7459
1200 Brussels, Belgium

Applicant/Patentee: Thierry Boon et al.
Serial/Patent No.: 07/728,838
Filed/Issued: July 9, 1991
For: ISOLATED AND PURIFIED DNA SEQUENCE CODING ANTIGEN EXPRESSED BY TUMOR
CELLS AND RECOGNIZED BY CYTOTOXIC T CELLS, AND USES THEREOF
Attorney's Docket No.: LUD 253.1-JEL/NDH

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION Ludwig Institute for Cancer Research
ADDRESS OF ORGANIZATION 1345 Avenue of the Americas
New York, New York 10105

TYPE OF ORGANIZATION

- () UNIVERSITY OR OTHER INSTITUTE OF HIGHER EDUCATION
(X) TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c)(3))
() NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA
(NAME OF STATE _____)
(CITATION OF STATUTE _____)
() WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c)(3)) IF LOCATED IN THE UNITED STATES OF AMERICA
() WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA
(NAME OF STATE _____)
(CITATION OF STATE _____)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled
ISOLATED AND PURIFIED DNA SEQUENCE CODING ANTIGEN EXPRESSED BY TUMOR CELLS AND
RECOGNIZED BY CYTOTOXIC T CELLS, AND USES THEREOF
by inventor(s) Thierry Boon et al.

described in

- () the specification filed herewith
(X) application Serial No. 728,838, filed July 9, 1991
() Patent No. _____, issued

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

Cont'd

FELFE & LYNCH
805 Third Avenue
New York, New York 10022
(212) 688-9200

Verified Statement (Declaration) Claiming Small Entity Status

37 CFR 1.9(f) and 1.27(d)) - Nonprofit Organization

Page 2

Applicant/Patentee: Thierry Boon et al.

Serial/Patent No.: 07/728,838

Filed/Issued: July 9, 1991

For: ISOLATED AND PURIFIED DNA SEQUENCE CODING ANTIGEN EXPRESSED BY TUMOR CELLS AND
RECOGNIZED BY CYTOTOXIC T CELLS, AND USES THEREOF

Attorney's Docket No.: LUD 253.1-JEL/NDH

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the invention, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

NAME Ludwig Institute for Cancer Research

ADDRESS 1345 Avenue of the Americas

New York, New York 10105

() INDIVIDUAL () SMALL BUSINESS CONCERN (X) NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Lloyd J. Old

TITLE IN ORGANIZATION Director

ADDRESS OF PERSON SIGNING 1345 Avenue of the Americas

New York, New York 10105

Lloyd J. Old
SIGNATURE

7/11/91
DATE

NAME OF PERSON SIGNING Edward A. McDermott, Jr.

TITLE IN ORGANIZATION Secretary and General Counsel

ADDRESS OF PERSON SIGNING 1345 Avenue of the Americas

New York, New York 10105

Edward A. McDermott, Jr.
SIGNATURE

7/11/91
DATE

FELFE & LYNCH
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